

**IN THE COURT OF CRIMINAL APPEALS
FOR THE STATE OF TEXAS
AUSTIN, TEXAS**

FILED
COURT OF CRIMINAL APPEALS
11/30/2017
DEANA WILLIAMSON, CLERK

SAMUEL UKWUACHU,
Respondent

vs.

THE STATE OF TEXAS,
Appellant

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NO. PD-0366-17

**MOTION TO EXTEND TIME FOR FILING RESPONDENT'S BRIEF ON
PETITION FOR DISCRETIONARY REVIEW
TO THE COURT OF APPEALS
FOR THE TENTH DISTRICT OF TEXAS
NO. 10-15-00376-CR**

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ATTORNEY FOR RESPONDENT
(ON APPEAL ONLY)

**IN THE COURT OF CRIMINAL APPEALS
FOR THE STATE OF TEXAS
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TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW **SAMUEL UKWUACHU**, Respondent in the above-entitled and numbered cause, by and through his attorney of record, **WILLIAM A. BRATTON III** and, pursuant to **TEX. R. APP. PROC. 68.2(c) and 10.5(b)** requests the Court grant an additional four (4) days for filing Respondent's Brief on the Petition for Discretionary Review herein. In support thereof, the Petitioner would respectfully show the Court as follows:

1. That Appellant's Brief on Petition for Discretionary Review was filed on November 3, 2017. Thirty (30) days from the date of filing would be December 4, 2017.

2. Due to the inclusions of Thanksgiving holiday and prior commitments which have required counsel's presence out of state is requested that the date for filing Respondent's brief on the Petition for Discretionary Review be extended until December 8, 2017.

3. Respondent requests a four (4) days extension of time, until December 8, 2017 for filing Respondent's Brief on the Petition for Discretionary Review.

4. That no prior extensions of time have been requested or granted.

5. It is based on these circumstances and in the effort to provide the Respondent herein with effective representation of counsel in the appellate process pursuant to the Sixth and Fourteenth Amendments to the United States Constitution, and art. I, sec. 10, Tex. Const. Further, the request is made not for the purpose of delay, but so that justice may be done.

WHEREFORE, PREMISES CONSIDERED, the Respondent prays that this Motion be in all things granted and that the Respondent be given an additional four (4) days for the filing of Respondent's Brief on the Petition for Discretionary Review.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify that a true and correct copy of the above and foregoing motion was forwarded by electronic filing on this 29TH day of November 2017 on the following:

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